

JACK RUSSO (State Bar No. 96068)  
 TIM C. HALE (State Bar No. 114905)  
 JOHN KELLEY (State Bar No. 100714)  
 WILLIAM C. MILKS, III (State Bar No. 114083)  
 RUSSO & HALE LLP  
 401 Florence St.  
 Palo Alto, CA 94301  
 Tel.: 650-327-9800  
 Fax: 650-327-3737

Attorneys for Plaintiff and Counterdefendant  
 ULTRATECH, INC.

IN THE UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 (SAN FRANCISCO DIVISION)

ULTRATECH, INC., a Delaware  
 corporation,

Plaintiff,

v.

TAMARACK SCIENTIFIC CO., INC., a  
 California corporation,

Defendant.

AND RELATED COUNTERCLAIM

) Case No. C 03-03235 CRB  
 )  
 ) ~~PROPOSED~~ ORDER GRANTING  
 ) PLAINTIFF'S EX PARTE  
 ) APPLICATION TO FILE ITS  
 ) OPPOSITION TO DEFENDANT'S  
 ) MOTION FOR ATTORNEY'S FEES IN  
 ) EXCESS OF PAGE LIMIT PURSUANT  
 ) TO LOCAL RULE 7-11  
 )  
 )  
 ) Hearing Date: July 14, 2005  
 ) Time: 10:00 a.m.  
 ) Place: Courtroom 8  
 ) Before: Hon. Charles R. Breyer  
 ) United States District Judge  
 )  
 )  
 )

**ORDER**

Plaintiff Ultratech, Inc. ("Ultratech") having made an ex parte application to file its Opposition to Defendant Tamarack Scientific, Inc.'s Motion for Attorney's Fees and Non-Taxable Costs (the "Opposition") in excess of the page limit, not to exceed thirty-five (35) pages,

WHEREAS there is good cause shown, as set forth in the application, the Court hereby GRANTS Ultratech's application to file the Opposition in excess of the page limit, not to exceed thirty-five (35) pages.

IT IS SO ORDERED.

SIGNED on this the 24 day of June, 2005.

HONORABLE CHARLES H. BREYER  
UNITED STATES DISTRICT JUDGE



DATED: June 23, 2005

Respectfully submitted,

RUSSO & HALE LLP

By: /s/ Jack Russo

Jack Russo  
Tim C. Hale  
John Kelley  
William C. Milks, III

Attorneys for Plaintiff  
ULTRATECH, INC.